

2006 PCT/PTO 29 MAR 2006



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Mail Stop PCT

Appl. No. : 10/534,874 Confirmation No. 6777
Applicant : Toshiya Kai et al.
Filed : December 15, 2005
TC/A.U. : 1711
Examiner : Unknown
Dkt. No. : IWT-001
Cust. No. : 20374

**REQUEST FOR CORRECTED NOTICE
OF ACCEPTANCE OF APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 29, 2006

Sir:

A corrected Notice of Acceptance of Application is respectfully requested for the above-identified application.

In the Notice of Acceptance of Application, the Office acknowledges receipt of a Small Entity Statement filed on May 12, 2005. However, the present application is not entitled to small entity status and a small entity statement has not been filed in the application.

For the convenience of the Office, a copy of the Notice of Acceptance of Application is attached hereto with the error marked

U.S. PATENT APPLN. S.N. 10/534,874
REQUEST FOR CORRECTED NOTICE
OF ACCEPTANCE OF APPLICATION

in red ink. A copy of the national stage and fee transmittal form filed on May 12, 2005, is attached hereto. A small entity statement is not identified as being submitted and fees for a large entity are identified as being submitted.

In the event any fees are required, please charge our Deposit Account No. 111833.

Respectfully submitted,

KUBOVCIK & KUBOVCIK



Keiko Tanaka Kubovcik
Reg. No. 40,428

Atty. Case No. IWT-001
The Farragut Building
Suite 710
900 17th Street, N.W.
Washington, D.C. 20006
Tel: (202) 887-9023
Fax: (202) 887-9093
KTK/jbf

Enclosures: Marked-up copy of Notice of Acceptance of
 Application
 Copy of National Stage and Fee Transmittal



UNITED STATES PATENT AND TRADEMARK OFFICE

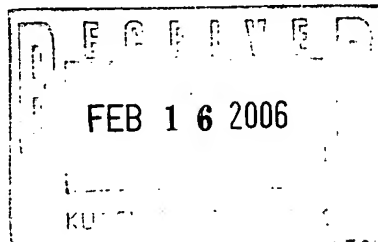


COPY

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/534,874 | Toshiya Kai | IWT-001 |

Kubovcik & Kubovcik
 Tha Farragut Building
 Suite 710
 900 17th Street NW
 Washington, DC 20006



| | |
|-------------------------------|---------------|
| INTERNATIONAL APPLICATION NO. | |
| PCT/JP03/14405 | |
| I.A. FILING DATE | PRIORITY DATE |
| 11/12/2003 | 11/15/2002 |

CONFIRMATION NO. 6777
 371 ACCEPTANCE LETTER



OC000000017995813

Date Mailed: 02/14/2006

NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

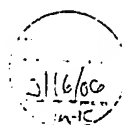
The United States Application Number assigned to the application is shown above and the relevant dates are:

| <u>12/15/2005</u> | <u>12/15/2005</u> |
|--|--|
| DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and (c)(4) REQUIREMENTS | DATE OF COMPLETION OF ALL 35 U.S.C. 371 REQUIREMENTS |

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363). Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Copy of the International Application filed on 05/12/2005
- English Translation of the IA filed on 05/12/2005
- Copy of the International Search Report filed on 05/12/2005
- Preliminary Amendments filed on 05/12/2005
- Information Disclosure Statements filed on 12/15/2005
- Oath or Declaration filed on 12/15/2005
- ~~Small Entity Statement filed on 05/12/2005~~
- U.S. Basic National Fees filed on 05/12/2005
- Priority Documents filed on 05/12/2005



Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

ANITA D JOHNSON

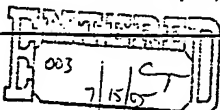
Telephone: (703) 308-9140 EXT 226

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)

COPY

| | | | |
|--|--|--|--|
| Form PTO-1390 (Rev. 02-2005) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY'S DOCKET NUMBER IWT-001 |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | | U.S. APPLICATION NO. Not yet assigned |
| INTERNATIONAL APPLICATION NO. PCT/JP2003/014405 | INTERNATIONAL FILING DATE November 12, 2003 | PRIORITY DATE CLAIMED November 15, 2002 | |
| TITLE OF INVENTION LIPOSOME | | | DATE May 12, 2005 |
| APPLICANT(S) FOR DO/EO/US Toshiya KAI, Junichi YOKOE, Yuko AZUMA, Makoto SATO, Toshikiro KIMURA and Kazutaka HIGAKI | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | |
| <ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input checked="" type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input checked="" type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). | | | |
| Items 11 to 20 below concern document(s) or information included: | | | |
| <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment. 14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: <ol style="list-style-type: none"> a. PCT/RO/101 b. PCT/ISA/210 c. PCT/ISA/220 d. PCT/IB/301 e. PCT/IB/304 f. PCT/IB/308 g. WO 2004/045583 A1 | | | |



| | | | | | |
|---|--------------|--|-------------|----------------------------------|--------------|
| U.S. Application No. Not yet assigned | | International Application No. PCT/JP2003/014405 | | Attorney's Docket No. IWT-001 | |
| | | | | CALCULATIONS | PTO USE ONLY |
| The following fees are submitted: | | | | | |
| 21. [XX] Basic National Stage Fee \$300.00 | | | | \$ 300.00 | |
| 22. [XX] Examination fee If international preliminary examination report prepared by UPSTO and all claims satisfy provisions of PCT Article 33(1)-(4) \$100.00 All other situations \$200.00 | | | | \$ 200.00 | |
| 23. [XX] Search Fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority \$100.00 International Search Report prepared and provided to the Office \$400.00 All other situations \$500.00 | | | | \$ 400.00 | |
| TOTAL OF 21, 22 AND 23 = | | | | \$ 900.00 | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | | |
| National Stage Application Size Fee - If the specification and drawings exceed 100 sheets, the application size fee due is \$250.00 for each additional 50 sheets or fraction thereof. | | | | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total claims | 13 - 20 | | x \$ 50.00 | \$ 0.00 | |
| Indep. claims | 3 - 3 | | x \$ 200.00 | \$ 0.00 | |
| Multiple dependent claim(s) (if applicable) | | | + \$ 360.00 | \$ 0.00 | |
| TOTAL OF ABOVE CALCULATIONS = | | | | \$ 900.00 | |
| Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ 0.00 | |
| SUB TOTAL = | | | | \$ 900.00 | |
| Processing fee \$130.00 for furnishing the English translation later than [] 20 [] 30 months from the earliest claimed priority date (37 CFR 1.492(f)). | | | | \$ 0.00 | |
| TOTAL NATIONAL FEE = | | | | \$ 900.00 | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | | \$ 0.00 | |
| TOTAL FEES ENCLOSED = | | | | \$ 900.00 | |
| | | | | Amount to be refunded: | \$ |
| | | | | charged | \$ |
| <p>a. [XX] Payment in the amount of <u>\$900.00</u> is authorized by credit card (PTO-2038).</p> <p>b. [] Check in the amount of <u>\$*.00</u> to cover the above fees is enclosed.</p> <p>c. [] Please charge my Deposit Account No. <u>111833</u> in the amount of \$_____ to cover the above fees.</p> <p>d. [XX] The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>111833</u>.</p> <p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to review (37 CFR 1.137(a) or (b) must be filed and granted to restore the application to pending status.</p> <div style="display: flex; justify-content: space-between; margin-top: 20px;"> <div style="width: 60%;"> <p>SEND ALL CORRESPONDENCE TO:</p> <p>KUBOVCIK & KUBOVCIK The Farragut Building Suite 710 900 17th Street, N.W. Washington, D.C. 20006</p> </div> <div style="width: 35%; text-align: right;"> Signature Keiko Tanaka Kubovcik Name 40,428 Registration Number May 12, 2005 Date </div> </div> | | | | | |

KTK/jbf